

TOWN OF DAVIE
TOWN COUNCIL AGENDA REPORT

TO: Mayor and Councilmembers

FROM/PHONE: Manny Diez, Director, Public Works and Capital Projects, 954-797-1245

PREPARED BY: Keith Pursell, Project Manager, Capital Projects, 954-797-1191

SUBJECT: Resolution

Project Name and Location: Police Department - Fire Arms
Training Facility

1230 Nob Hill Road, Davie, FL 33324

AFFECTED DISTRICT: District 1

ITEM REQUEST: **Schedule for Council Meeting**

TITLE OF AGENDA ITEM: CONTRACTOR REASSIGNMENT - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO ACCEPT THE REASSIGNMENT OF THE CONSTRUCTION ADMINISTRATION OF THE "POLICE DEPARTMENT - FIRE ARMS TRAINING FACILITY" FROM CUBELLIS, INC. TO MANUEL SYNALOVSKI ASSOCIATES, LLC. \$ 50,000.00 Previously Approved Funds

REPORT IN BRIEF: The Town Council approved the selection of Cubellis, Inc. to design the "Police Department - Fire Arms Training Facility" by Resolution R-2009-081 and R-2009-092. The design was completed and put out to bid by Cubellis, Inc. At that time Cubellis, Inc. decided to close their Ft. Lauderdale office which prepared the design. This office has since reopened as a separate entity under the name of Manuel Synalovski Associates, LLC., with the project in question assigned to them, by Cubellis, Inc., for completion (see the attached letter of assignment from Cubellis, Inc.). Upon approval staff will close the existing PO to Cubellis, Inc. and reopen a PO to Manuel Synalovski Associates, LLC for the same amount to complete the project under the identical terms and conditions of the contract.

PREVIOUS ACTIONS: Council approved the selection by Resolution R-2009-81 and R-2009-92

CONCURRENCES: None

FISCAL IMPACT: Yes

Has request been budgeted? Yes

If yes, expected cost: \$ 50,000.00 Previously Approved Funds

Account name and number: Forfeiture Funds: 015-0520-521-0317

Additional Comments:

RECOMMENDATION(S): Motion to approve resolution

Attachment(s): Resolution, (3) Cubellis Reassignment Letter, Corporation Information

RESOLUTION _____

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO
ACCEPT THE REASSIGNMENT OF THE CONSTRUCTION
ADMINISTRATION OF THE "POLICE DEPARTMENT - FIRE ARMS
TRAINING FACILITY" FROM CUBELLIS, INC. TO MANUEL
SYNALOVSKI ASSOCIATES, LLC.

WHEREAS, the Town Council approved the contract for Cubellis, Inc. to design
the Town of Davie Police Department's – FireArms Training Facility; and

WHEREAS, it is in the Town's best interest to reassign the completion of the
project to Manuel Synalovski Associates, LLC; and

WHEREAS, after review, the Town Council authorizes the Mayor to execute
the reassignment letter transferring the project consulting responsibilities from
Cubellis, Inc. to Manuel Synalovski Associates, LLC.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN
OF DAVIE, FLORIDA.

SECTION 1. The Town Council authorizes the Mayor to execute the
reassignment letter transferring the project consulting responsibilities from Cubellis,
Inc. to Manuel Synalovski Associates, LLC. for the Police Department – Fire Arms
Training Facility which is attached hereto and identified as Attachment "A".

SECTION 2. The Town Council hereby approves the transfer of the remaining funds from Police Forfeiture Funds (015-0520-521-0317) to Manuel Synalovski Associates, LLC.

SECTION 3. This resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2010

MAYOR/COUNCILMEMBER

ATTEST:

TOWN CLERK

APPROVED THIS ____ DAY OF _____, 2010

cubellis ■

architects
interior designers
engineers

December 23, 2009

Mr. Manny Diez
Director of Public Works
Town of Davie
6901 Orange Drive
Davie, FL 33314

Re: Architectural Services Agreements

Dear Mr. Diez:

In connection with our obligations under the agreements for architectural services (the "Agreement") between Cubellis, Inc. ("Cubellis") and the Town of Davie ("you" or "your"), this letter serves as Cubellis' notice to you of the assignment of the Agreements to Manuel Synalovski Associates, LLC (the "Assignee"), which assignment are anticipated to occur on December 24, 2009.

In connection therewith, we hereby request your consent and agreement to the assignment of the Agreements to the Assignee, and the assignment to Assignee of all of Cubellis' work product, intellectual property rights and all other property rights of Cubellis that have accrued to date in connection with the Agreements, or which may accrue in the future to the Assignee in the course of performing the terms of the Agreements.

Contingent upon Cubellis and Sovereign Bank's final settlement agreement, and notwithstanding such assignment, however, Cubellis has retained all rights, title and interest in and to all receivables due, accrued and owing to Cubellis by you and arising through Cubellis work product prior to November 25, 2009 to Cubellis, and by countersigning below, you agree however to pay such receivables directly to the Assignee within ten (10) days of receipt hereof. Upon such payment, no further action will be taken against you in connection with such receivables.

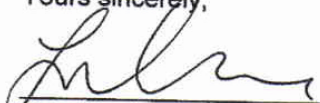
261 Summer Street
Boston, MA 02210
t 617 338 0009
f 617 338 0088

www.cubellis.com


cubellis ■

Please countersign below to indicate your agreement and consent to such assignment, as well as your agreement to continue to perform all of your rights, duties and obligations under the Agreements with the Assignee as your counterparty to the Agreements following such assignment.

Yours sincerely,


Cubellis, Inc.

Accepted and agreed:


By: _____
Title: _____

Please return by fax to (617) 338-3130, to the attention of Lenord G. Cubellis, Cubellis, Inc.

Cc: Andrew Lizotte, Hanify & King
Sovereign Bank
Manuel Synalovski, Manuel Synalovski Associates
Jorge Gutierrez, Manuel Synalovski Associates
Merrill Romanik, Manuel Synalovski Associates

FLORIDA DEPARTMENT OF STATE DIVISION OF CORPORATIONS

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No Events

No Name History

Detail by Entity Name

Florida Limited Liability Company

MANUEL SYNALOVSKI ASSOCIATES, LLC

Filing Information

Document Number L09000062006

FEI/EIN Number NONE

Date Filed 06/25/2009

State FL

Status ACTIVE

Effective Date 06/25/2009

Principal Address

7027 WEST BROWARD BLVD
324
PLANTATION FL 33317

Mailing Address

7027 WEST BROWARD BLVD
324
PLANTATION FL 33317

Registered Agent Name & Address

G B & B-B REGISTRIES, LLC
7301 SW 57TH COURT
560
SOUTH MIAMI FL 33143 US

Manager/Member Detail

Name & Address

Title MGR

SYNALOVSKI, MANUEL
7027 WEST BROWARD BLVD., SUITE 324
PLANTATION FL 33317

Annual Reports

No Annual Reports Filed

Document Images